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12 *Counsel for Plaintiff*

13 *Counsel for Defendants Jeffery L. Taylor,
14 Don L. Taylor, L. John Lewis, S. Randall
15 Oveson, and Gannon Giguere, and for
16 Nominal Defendant Eco Science Solutions,
17 Inc.*

16 **UNITED STATES DISTRICT COURT
17 DISTRICT OF NEVADA**

18 HANS MENOS, derivatively on behalf of
19 ECO SCIENCE SOLUTIONS, INC.,

Case No. 3:17-CV-00662-LRH-CB

Plaintiff,

v.
**STIPULATION OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE
AND [PROPOSED] ORDER**

21 JEFFERY L. TAYLOR, DON L.
22 TAYLOR, L. JOHN LEWIS, S.
23 RANDALL OVESON, and GANNON
24 GIGUIERE,

Defendants,

25 and
ECO SCIENCE SOLUTIONS, INC.,
Nominal Defendant.

1 Pursuant to Federal Rules of Civil Procedure 41(a) and 23.1(c) and LR 7-1, Plaintiff Hans
2 Menos (“Plaintiff”), by and through his counsel the law firms of Leverty & Associates Law Chtd.
3 Ltd. and The Rosen Law Firm, P.A. and Defendants Jeffery L. Taylor, Don L. Taylor, L. John
4 Lewis, S. Randall Oveson and Gannon Giguere (collectively, “Individual Defendants”) and
5 Nominal Defendant Eco Science Solutions, Inc. (“Eco Science” and with Individual Defendants,
6 “Defendants” and with Plaintiff, the “Parties”), by and through their counsel, the law firm of
7 Greenberg Traurig, LLP, hereby stipulate and agree:

8 WHEREAS, Plaintiff commenced this action on November 3, 2017;

9 WHEREAS, Plaintiff filed the Verified First Amended Shareholder Derivative Complaint
10 (“Amended Complaint”) on December 21, 2018;

11 WHEREAS, Defendants filed an answer to the Amended Complaint on September 13,
12 2019; and

13 WHEREAS, the claims alleged in this action on behalf of Eco Science are also being
14 asserted in two other jurisdictions: (1) in the First District Court of Nevada, Carson City County
15 styled as *Glorioso v. Taylor, et al.*, Case No. 17 OC 001371B; and (2) in the United States District
16 Court for the District of Hawaii in the consolidated actions styled as *Bell v. Taylor, et al.*, Case
17 No. 17-cv-00530 and *D’Annunzio v. Taylor, et al.*, Case No. 18-cv-00016;

18 NOW, THEREFORE, the Parties in this action stipulate and agree as follows:

19 1. This action is dismissed without prejudice.

20 2. Each Party is to bear its own costs and fees.

21 3. Notice of voluntary dismissal is not required under Fed. R. Civ. P. 23.1(c) because:
22 (i) there has been no settlement or compromise in the action; (ii) there has been no collusion among
23 the Parties; (iii) neither Plaintiff nor his counsel have received or will receive, directly or indirectly,
24 any consideration from Defendants for the dismissal; and (iv) the dismissal is without prejudice.

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1 Respectfully submitted,

2 Dated: March 2, 2020

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4 **THE ROSEN LAW FIRM, P.A.**

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16 Counsel for Defendants Jeffery L. Taylor,
17 Don L. Taylor, L. John Lewis, S. Randall
18 Oveson, and Gannon Giguiere, and for
Nominal Defendant Eco Science Solutions,
Inc.

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21 **IT IS SO ORDERED:**

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UNITED STATES DISTRICT/MAGISTRATE JUDGE

24 **DATED:** _____